

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

WILLIAM A. HIMCHAK, III,
Petitioner

v.

COMMONWEALTH OF PA, et al.,
Respondents

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No. 1:17-cv-01870

(Judge Kane)
(Magistrate Judge Mehalchick)

ORDER

Before the Court is the December 2, 2019 Report and Recommendation of Magistrate Judge Mehalchick (Doc. No. 47), recommending that the Court grant Petitioner's motion to reinstate the above-captioned action (Doc. No. 26) and deem the remainder of his pending motions (Doc. Nos. 28, 39, 41, 42) withdrawn without prejudice to Petitioner's right to refile the motions at a later time in accordance with the local rules. No timely objections to the Report and Recommendation have been filed.

ACCORDINGLY, on this 23rd day of December 2019, upon independent review of the record and the applicable law, **IT IS ORDERED THAT:**

1. The Court **ADOPTS** the Report and Recommendation of Magistrate Judge Mehalchick (Doc. No. 47);
2. Petitioner's motion to reinstate the action (Doc. No. 26) is **GRANTED**;
3. Petitioner's remaining motions (Doc. Nos. 28, 39, 41, 42) are **DEEMED WITHDRAWN**;
4. The Clerk of Court is directed to **REOPEN** the above-captioned action; and
5. The above-captioned action is **RECOMMITTED** to Magistrate Judge Mehalchick for further proceedings.

s/ Yvette Kane
Yvette Kane, District Judge
United States District Court
Middle District of Pennsylvania